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730-101

A/SEQUENCE

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DIVISIONAL CONTINUATION PROGRAM APPLICATION TRANSMITTAL FORM					
					Attorney Docket No. 1414.657
ANTICIPATED CLASSIFICATION OF THIS APPLICATION:			PRIOR APPLICATION: 07/691,728		
CLASS: 530		SUBCLASS: 395		EXAMINER: D. Guzo	ART UNIT: 1805
<p>To the Commissioner of Patents and Trademarks:</p> <p>This is a request for filing a <input type="checkbox"/> continuation <input checked="" type="checkbox"/> divisional application under 37 CFR 1.60, of pending prior application Serial No. 07/691,728 filed on April 26, 1991, of PHILIP E. PELLETT and DEMETRIO SANCHEZ-MARTINEZ for <u>NOVEL BACULOVIRUS EXPRESSION VECTORS AND RECOMBINANT ANTIGENS FOR DETECTING TYPE-SPECIFIC ANTIBODIES TO HERPES SIMPLEX VIRUS</u>.</p> <p>1. Enclosed is a copy of the latest inventor-signed prior application, including the drawings and oath or declaration as originally filed.</p> <p>I hereby verify that the attached papers are a true copy of the latest signed prior application Serial No. 07/691,728 as originally filed on April 26, 1991, and that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein, and further that all statements made herein of my own knowledge are true; and further that these statements were made with the knowledge that willful false statements and the like are made punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.</p>					
CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS	3 - 20 =	0	x \$22.00	\$ 0
	INDEPENDENT CLAIMS	1 - 3 =	0	x \$76.00	\$ 0
	MULTIPLE DEPENDENT CLAIM(S) (IF APPLICABLE) =			+ \$240.00	\$
	BASIC FEE =				\$ 730.00
	TOTAL OF ABOVE CALCULATIONS =				\$ 730.00
	REDUCTION BY 1/2 FOR FILING BY SMALL ENTITY (NOTE 37 CFR 1.9, 1.27, 1.28) IF APPLICABLE, AFFIDAVIT MUST BE FILED ALSO.				\$
	TOTAL NATIONAL FEE =				\$ 730.00
<p>2. <input type="checkbox"/> A verified statement to establish small entity status under 37 CFR 1.9 and 1.27:</p> <p style="margin-left: 40px;"><input type="checkbox"/> is enclosed</p> <p style="margin-left: 40px;"><input type="checkbox"/> was filed in prior application Serial Number and such status is still proper and desired (37 CFR 1.28(a)).</p>					
<p>3. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required under 37 CFR 1.16 and 1.17, or credit any overpayment to Deposit Account No. 14-0629.</p>					
<p>4. <input checked="" type="checkbox"/> A check in the amount of \$730.00 is enclosed.</p>					
<p>5. <input checked="" type="checkbox"/> Cancel in this application original claims 1-3, 5, 6 and 9-15 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)</p>					
<p>6. <input checked="" type="checkbox"/> The inventor(s) of the invention being claimed in this application is(are): PHILIP E. PELLETT and DEMETRIO SANCHEZ-MARTINEZ</p>					

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7. ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 CFR 1.60(b), the Commissioner is requested to delete the name(s) of the following persons who are not inventors of the invention being claimed in this application:

8. ☒ Amend the specification by inserting before the first line the sentence:

On This application is a ☐ continuation ☒ division of application Serial No. 07/691,728 , filed April 26, 1991 which status is pending.

9. ☐ New formal drawings are enclosed.

10. ☐ Priority of foreign application number , filed on in country is claimed under 35 U.S.C. 119.

☐ The certified copy has been filed in prior application Serial No. , filed on DATE.

11. ☒ A preliminary amendment is enclosed.

12. ☒ The prior application is assigned of record to: The United States of America, as represented by the Secretary, Department of Health and Human Services, Washington, D.C.

13. ☒ A paper copy of the Sequence Listing submitted in the copy of the prior application and a copy of the substitute paper copy of the Sequence Listing in a March 31, 1992 amendment submitted in response to the Notice to Comply with Sequence Listing Requirements in the prior application.

14. ☒ Applicants rely on the previously filed identical computer readable copy of the Sequence Listing submitted in response to the Notice to Comply with Sequence Listing Requirements in the parent application, U.S. Serial No. 07/691,728, filed on April 26, 1991, in lieu of filing a duplicate computer readable copy as permitted in 37 C.F.R. 1.821(e), and verify that the content of the previously filed computer readable form is the same as the substitute paper copy submitted with the present application.

15. ☒ The Power of Attorney in the prior application is to: Reid G. Adler, Reg. No. 30,988; James C. Haight, Reg. No. 25,588; Robert Benson, Reg. No. 33,612; John E. Tarcza, Reg. No. 33,638; Gloria H. Richmond, Reg. No. 30,416; Jack Spiegel, Reg. No. 34,477; and Marjorie D. Hunter, Reg. No. 30,560; with an Associate Power of Attorney to William H. Needle, Esq., Reg. No. 26,209, Sumner C. Rosenberg, Esq., Reg. No. 28,753, David G. Perryman, Esq., Reg. No. 33,438; and Mary L. Severson, Esq., Ph.D., Reg. No. 34,927.

a. ☒ The Power of Attorney appears in the original papers in the prior application.

b. ☒ Since the Associate Power does not appear in the original papers, a copy of the power in the prior application is enclosed.

c. ☒ Address all future correspondence to: (May only be completed by applicant, or attorney or agent of record.)

David G. Perryman, Esquire  
NEEDLE & ROSENBERG, P.C.  
Suite 1200, The Candler Building  
127 Peachtree Street, N.E.  
Atlanta, GA 30303-1811

16.

6-7-95

Date

Gwendolyn D. Spratt

Gwendolyn D. Spratt  
Reg. No. 36,016

☐ Inventor(s)

☐ Assignee of complete interest

☐ Attorney or agent of record

☒ Filed under 37 CFR 1.34(a)

(Registration No. 36,016 is acting under 37 CFR 1.34(a):

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EXPRESS MAIL NO. TB750053854US

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail Invoice No. TB750053854US in an envelope addressed to:

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

on this 7<sup>th</sup> day of June, 1995.

Kent Fields  
Kent Fields

6/7/95  
DATE